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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/782,601	02/18/2004	Vidya Narayanan	CM06694H	5141
22917	7590	04/03/2006	EXAMINER	
MOTOROLA, INC. 1303 EAST ALGONQUIN ROAD IL01/3RD SCHAUMBURG, IL 60196			NGUYEN, QUANG N	
			ART UNIT	PAPER NUMBER
			2141	

DATE MAILED: 04/03/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	10/782,601	NARAYANAN ET AL.	
	Examiner	Art Unit	
	Quang N. Nguyen	2141	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 27 February 2006.
 2a) This action is FINAL. 2b) This action is non-final.
 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-9, 11-19 and 21-26 is/are pending in the application.
 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
 5) Claim(s) _____ is/are allowed.
 6) Claim(s) 1-9, 11-19 and 21-26 is/are rejected.
 7) Claim(s) _____ is/are objected to.
 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
 10) The drawing(s) filed on 18 February 2004 is/are: a) accepted or b) objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ . |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>20040218</u> . | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| | 6) <input type="checkbox"/> Other: _____ . |

Detailed Action

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 02/27/2006 has been entered.

Claims 1, 4-7, 9, 11, 14, 23-24 and 26 have been amended. Claims 10 and 20 have been cancelled. Claims 1-9, 11-19 and 21-26 remain for examination.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. **Claims 1-5, 9 and 23-25 are rejected under 35 U.S.C. 102(e) as being anticipated by Tsirtsis (US 2004/0148428 A1).**

4. As to claim 1, Tsirtsis teaches a method and system for supporting Mobile IP management in a communications system, comprising:

receiving a first care-of-address for a first mobile node (*when a mobile node visits a foreign network, its temporary local address or care of address is registered back with the home agent node 550*) (Tsirtsis, Fig. 5 and paragraphs [0004] and [0037]);

detecting a mobile router having knowledge of said first care-of-address (*home agent node 550 detecting the access node 540, i.e., the mobile router having knowledge of the mobile node's care of address via the message 513*) (Tsirtsis, paragraph [0037]);

determining, based upon at least one condition, that the mobile router can perform local routing of at least one diagram for said first mobile node without the at least one datagram being tunneled through a mobility server (*with addresses of directly connected nodes to the access node 300, i.e., the mobile router, stored in its state information 310 as illustrated in Fig. 3, its mobility agent module 302 can forward the decapsulated diagram to the end mobile node 1 or the end mobile node X directly connected to access node 300 via a wireless link, i.e., performs local routing the diagram for the mobile node without the at least one datagram being tunneled through a mobility server*) (Tsirtsis, Fig. 3 and paragraphs [0027 - 0028]); and

instructing said mobile router to perform local routing of at least one datagram between said first mobile node and a second mobile node that has a second care-of-address that is known to said mobile router (*since state information 310 contains both*

end node 1 and end node X with Home Address States 322 and 324, indicating end nodes 1 and X directly connected to access node 300, i.e., the mobile router, which can perform local routing between end node 1 and end node X via a wireless link using the mobility agent module 302) (Tsirtsis, paragraphs [0027 - 0028]).

5. As to claim 2, Tsirtsis teaches the method of claim 1, wherein said method is implemented using standard mobile Internet Protocol (*Mobile IPv4 and IPv6*).

6. As to claim 3, Tsirtsis teaches the method of claim 1, wherein said first care-of-address is included in a registration request from said first mobile node (end node X 162 registers the address associated with a foreign agent as a care of address with its home agent 130 in its home network 128) (Tsirtsis, Fig. 1 and paragraph [0021]).

7. As to claim 4, Tsirtsis teaches the method of claim 1, wherein said mobile router is instructed to perform local routing via a registration reply responsive to said registration request (*i.e., detecting that the access node 300 includes the mobility agent module 302 that supports end node mobility and connectivity management services capable of providing node mobility, session establishment, and session maintenance services to connected end nodes, i.e., to perform local routing for end node 1 and end node X directly connected to the access node 300 with Home Address States 322 and 324 contained in its State Information 310*) (Tsirtsis, paragraphs [0027-0028]).

8. As to claim 5, Tsirtsis teaches the method of claim 1, wherein said at least one condition includes at least one of detecting that said mobile router is configured for performing local routing; and detecting a need for local routing for said first mobile node (*i.e., detecting that the foreign agent 300 includes the mobility agent module 302 that supports end node mobility and connectivity management services capable of providing node mobility, session establishment, and session maintenance services to connected end nodes*) (Tsirtsis, paragraphs [0027-0028]).

9. Claim 9 contains similar limitations as method claim 1; therefore, it is rejected under the same rationale.

10. Claims 23-24 are corresponding method claims of method claim 1; therefore, they are rejected under the same rationale.

11. Claim 25 is a corresponding mobility server of method claim 1; therefore, it is rejected under the same rationale.

Claim Rejections - 35 USC § 103

12. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

13. **Claims 6-8 are rejected under 35 U.S.C. 103(a) as being unpatentable over Tsirtsis, in view of Perkins et al. (Route Optimization in Mobile IP), hereafter referred as Perkins.**

14. As to claims 6-7, Tsirtsis teaches the method of claim 1, but does not explicitly teach detecting at least one change in local routing for said first mobile node; and notifying (communicating to) said edge mobility agent of said at least one change in local routing for said first mobile node.

In a related art, Perkins teaches a system and method for route optimization in Mobile IP, wherein a mobile node receives a new Care-of-Address when it roams to a new access point, it MAY send a Binding Warning message to its Home Agent (*i.e., detecting at least one change in local routing for said first mobile node*) requesting that the home agent send Binding Update messages to one or more correspondent nodes including the previous foreign agent for notification of the mobile node's current mobility

binding (*i.e., notifying said edge mobility agent of said at least one change in local routing for said first mobile node*) (Perkins, Sections 4.1 and 4.3, pages 8-9).

Therefore it would have been obvious to one having ordinary skill in the art at the time the invention was made to combine the teachings of Tsirtsis and Perkins to include detecting at least one change in local routing for said first mobile node; and notifying (communicating to) said edge mobility agent of said at least one change in local routing for said first mobile node since such methods were conventionally employed in the art to notify the correspondent nodes of the new binding information so that they also can update their binding for the mobile node to allow datagram in flight to the mobile node's previous foreign agent to be forwarded to its new care-of-address.

15. As to claim 8, Tsirtsis-Perkins teaches the method of claim 7, wherein said at least one change in local routing is based on a new first care-of-address for said first mobile node (*when the mobile node receives a new Care-of-Address, it MAY send a Binding Warning message to its previous Home Agent*) (Perkins, Section 4.1, page 8).

16. **Claims 11-19, 21-22 and 26 are corresponding method claims of method claims 1-9 and 25; therefore, they are rejected under the same rationale.**

Response to Arguments

17. In the remarks, Applicant argued in substance that

- (A) Prior Arts fail to teach or suggest “mobile routers” as claimed.

As to point (A), Tsirtsis teaches with addresses of directly connected end nodes to the access node 300 (implemented/Performed as a mobile router) stored in its state information 310 as illustrated in Fig. 3, its mobility agent module 302 can forward the decapsulated diagram to the end mobile node 1 or end mobile node X directly connected to access node 300 via a wireless link (*i.e., the access node/mobile router 300 performs local routing the diagram for the mobile node without the at least one datagram being tunneled through a mobility server*) (Tsirtsis, Fig. 3 and paragraphs [0027 - 0028]).

18. Applicant’s arguments as well as request for reconsideration filed on 02/27/2006 have been fully considered but they are not deemed to be persuasive.

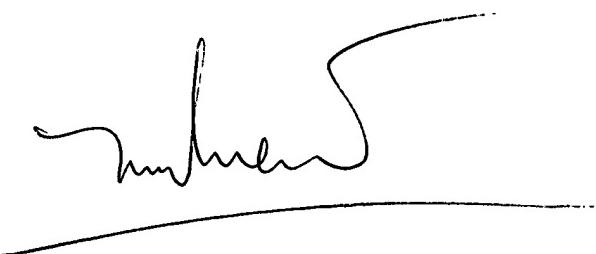
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19. A shortened statutory period for reply to this action is set to expire THREE (3) months from the mailing date of this communication. See 37 CFR 1.134.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Quang N. Nguyen whose telephone number is (571) 272-3886.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's SPE, Rupal Dharia, can be reached at (571) 272-3880. The fax phone number for the organization is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



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